



101769-100 / tesa AG 721-KGB
2100-Dr. He-ar

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT : OLIVER NICKEL
SERIAL NO. : 09/844,083
FILED : April 27, 2001
FOR : MASKING TAPE AND ITS USE
ART UNIT : 1771
EXAMINER : V. Chang

March 11, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Sir:

Your petitioner, tesa AG, of D-20253 Hamburg, Germany, represents that it is the 100% owner of the above-identified application by virtue of an assignment which was recorded in the U.S. Patent Office on January 25, 2002 at Reel 012537, Frame 0622. Your petitioner hereby disclaims the terminal portion of any patent granted on the above-identified application which would extend beyond the expiration date of the full statutory term of any patent issuing from application Serial No. 09/844,084 and hereby agrees that any patent so granted on said above-identified application shall be enforceable only for and during such period that it and any patent issuing from application Serial No. 09/844,084 are commonly owned, this agreement to run with any patent granted on said above-identified application and to be binding upon the grantee, its successors or assigns.

OLIVER NICKEL
USSN 09/844,083

Petitioner does not disclaim any terminal part of any patent granted on said above-identified application that would extend to the full statutory term as presently shortened by any terminal disclaimer of any patent issuing from application Serial No. 09/844,084 in the event that any said issued patent later: (1) expires for failure to pay a maintenance fee, (2) is held unenforceable, (3) is found invalid, (4) is statutorily disclaimed in whole, (5) is terminally disclaimed under 37 CFR 1.321(a), (6) has all claims canceled by a reexamination certificate, or (7) is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer except for the separation of legal title stated above.

The undersigned is an attorney of record and authorized to sign and submit this terminal disclaimer, and has no ownership interest in the above-identified application.

Respectfully submitted,
NORRIS MC LAUGHLIN & MARCUS, P.A.

By 

David D. Kim
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CERTIFICATE OF MAILING

I hereby certify that the Terminal Disclaimer is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Hon. Commissioner of Patents, P.O. Box 1450, Alexandria, VA. 22313-1450, on the date indicated below:

Date: 11 March 2004

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OLIVER NICKEL
USSN 09/844,083

Petitioner does not disclaim any terminal part of any patent granted on said above-identified application that would extend to the full statutory term as presently shortened by any terminal disclaimer of any patent issuing from application Serial No. 09/431,849 in the event that any said issued patent later: (1) expires for failure to pay a maintenance fee, (2) is held unenforceable, (3) is found invalid, (4) is statutorily disclaimed in whole, (5) is terminally disclaimed under 37 CFR 1.321(a), (6) has all claims canceled by a reexamination certificate, or (7) is otherwise terminated prior to the expiration of its statutory term as presently shortened by any terminal disclaimer except for the separation of legal title stated above.

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